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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 LAMONT MONTY TOBY JACOBS,

Case No. C08-5327RBL/JKA

10 Plaintiff,

11 v.

ORDER ADOPTING
REPORT AND
RECOMMENDATION

12 THE DEPARTMENT OF
13 CORRECTIONS *et al.*,

14 Defendants.
15

16 The Court, having reviewed, the Report and Recommendation of Magistrate Judge J. Kelley
17 Arnold, objections to the report and recommendation, if any, and the remaining record, does hereby
18 find and ORDER:

- 19 (1) The Court adopts the Report and Recommendation;
- 20 (2) The application to proceed *in forma pauperis* is **DENIED**. Plaintiff has thirty days
21 from the date of this order to pay the full \$350.00 dollar filing fee. If the filing fee is
22 not received in thirty days, the clerk's office is instructed to dismiss this action
23 **WITHOUT PREJUDICE**

24 The Clerk is directed to send copies of this Order to plaintiff, and to the Hon. J. Kelley
25 Arnold and note a date on Judge Arnold's calendar thirty days from today so this action can be
26 tracked.

27 DATED this 1st day of August, 2008.

28 
RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE